

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

LIONRA TECHNOLOGIES LIMITED,

Plaintiff,

v.

CISCO SYSTEMS, INC.,

Defendant.

Case No. 2:22-cv-305-JRG-RSP

**JURY TRIAL DEMANDED**

**DEFENDANT CISCO SYSTEMS, INC.’S STIPULATION REGARDING INVALIDITY  
CONTENTIONS FOR U.S. PATENT NO. 7,916,630**

On February 7, 2023, Defendant Cisco Systems, Inc. filed petition no. IPR2023-00537 with the Patent Trial and Appeal Board (“PTAB”), requesting *inter partes* review of U.S. Patent No. 7,916,630 (“the ’630 patent”).

The petition asserts one ground of invalidity: (1) claims 1–12, 14, and 15 would have been obvious over Silva et al., “DIP: Distributed Diagnosis Protocol,” *Microprocessing and Microporgramming* 38 (1993) (“Silva”).

Defendant stipulates that if the PTAB institutes IPR on the ground presented in the petition, Petitioners will not pursue in the co-pending district court litigation the specific ground asserted in the petition, or any other ground that was raised or could have been reasonably raised in an IPR (*i.e.*, grounds that could have been raised under §§ 102 or 103 on the basis of prior art patent or printed publications). *See Sotera Wireless, Inc. v. Masimo Corp.*, No. IPR2020-00109, Paper 12 at 18–19 (P.T.A.B. Dec. 1, 2020).

In so stipulating, Cisco seeks to avoid a situation in which multiple proceedings address the validity of the challenged claims based on the same grounds. Instead, through this Stipulation,

Cisco expresses its preference that only the PTAB address the grounds of invalidity raised or that could have been reasonably raised in the IPR for these claims.

Notwithstanding this Stipulation, Cisco reserves the right to assert in this litigation any grounds or claims on which the Board declines to institute *inter partes* review. Cisco also reserves the right to assert grounds other than the grounds raised or could have been reasonably raised in the IPR for these claims.

Dated: August 2, 2023

Respectfully submitted,

*/s/ Brian Rosenthal*

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*Attorneys for Defendant Cisco Systems, Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that on August 2, 2023, a copy of the foregoing was served electronically to counsel of record.

/s/ Brian A. Rosenthal

Brian A. Rosenthal